

1 **WILLIAMS & CONNOLLY LLP**

2 Douglas R. Marvin (SBN 933671)

3 Ana C. Reyes (SBN 477354)

4 725 Twelfth Street, N.W.

5 Washington, D.C. 20005

6 Telephone: (202) 434-5000

7 *Attorneys for Merck Sharp & Dohme Corp.*

8 **UNITED STATES DISTRICT COURT**
9 **FOR THE SOUTHERN DISTRICT OF CALIFORNIA**

10 IN RE INCRETIN-BASED
11 THERAPIES PRODUCTS LIABILITY
12 LITIGATION

Case No. 13md2452 AJB (MDD)

13 **MERCK'S MOTION TO FILE**
14 **UNDER SEAL ITS MOTION TO**
15 **SEAL THE PARTIES' SUMMARY**
16 **JUDGMENT MEMORANDA ON**
17 **THE AFFIRMATIVE DEFENSE OF**
18 **PREEMPTION AND**
19 **ACCOMPANYING EXHIBITS**

20 Judge: Hon. Anthony J. Battaglia

21 Magistrate: Hon. Mitchell D. Dembin

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Case No. 13md2452 AJB (MDD)

DEFENDANTS' MOTION TO SEAL

1 Defendant Merck Sharp & Dohme Corp. (“Merck”) hereby moves to file under
2 seal its Motion to Seal the Parties’ Summary Judgment Memoranda on the
3 Affirmative Defense of Preemption and Accompanying Exhibits, as well as the
4 Declaration of Ana C. Reyes (and accompanying exhibits) in support thereof.
5 Merck’s underlying motion to seal discusses and describes the very same documents
6 that it seeks to seal, and so the motion itself merits the same confidential treatment.
7

8 Dated: August 21, 2015 Respectfully submitted,

9 DOUGLAS R. MARVIN
10 ANA C. REYES
11 WILLIAMS & CONNOLLY LLP

12 By: s/ Ana C. Reyes
13 Ana C. Reyes
14 Attorneys for Defendant Merck Sharp &
15 Dohme Corp.
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